



JUL 30 1998

EXCEPTION

CITY OF TUCSON



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The Sunshine City

OPEN MEETING ITEM

AZ CORP COMMISSION  
DEPARTMENT OF OPERATIONS  
P.O. BOX 27210  
TUCSON, ARIZONA 85726-7210

JUL 31 11 24 AM '98

Renz D. Jennings, Commissioner  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, AZ 85007-2996

DOCUMENT CONTROL  
R-00000-94-0165

July 29, 1998

RE: Proposed Emergency Rulemaking RE-0000C-94-0165

Dear Commissioner Jennings,

The City of Tucson takes strong exception with the proposed emergency rulemaking by Arizona Corporation Commission staff in the matter of the deregulation of electric power provision in the State of Arizona. The staff's action appears to circumvent the opportunity for any meaningful revision to the draft rules that have been in circulation for some time. It certainly does not appear that Corporation Commission staff have made necessary changes to the draft rules based upon input received from a number of entities, including the City of Tucson, and the public, during the public comment period that closed on Friday, July 24th.

If public participation in this vital rulemaking process is to have any validity, the Commission should reject the proposed rulemaking package and direct its staff to carefully consider the comments received during the comment period. Staff should be directed to return to the Commission with a revised set of rules that more closely responds to the legitimate concerns raised by the participants in the public process. The Commission should order that the comments and changes received in the recently ended public comment period be given reasoned and deferential consideration. Furthermore, all proposed revisions to the proposed rules should be given a new and meaningful opportunity for final public comment prior to adoption. The importance of these issues to the people of Arizona dictates that nothing less is acceptable.

Regards,

*Ronald L. Meyerson*

Ronald L. Meyerson  
Director of Operations

Arizona Corporation Commission

DOCKETED

JUL 31 1998

cc: Tom Berning, City Attorney

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DOCKETED BY	<i>[Signature]</i>
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